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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Phan, et al.
Appl. No. : 09/997,741
Filed : November 27, 2001
For : DUAL BEAD ASSAYS INCLUDING OPTICAL BIODISCS AND
METHODS RELATING THERETO
Examiner : Frank Lu
Group Art Unit : 1634

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Dear Sir:

In response to the Restriction Requirement dated June 26, 2003, Applicants submit the following election.

Election

Applicants hereby elect Group I, Claims 1-28. In response to the required restriction to one of seven species, Applicants hereby elect species 1 which was identified in the Office Action as corresponding to Claim 4. Claims 1-3 and 17-28 are generic claims that are readable on Claim 4. Upon allowance of a generic claim, Applicants understand that claims to additional species will be entitled to consideration.

03/19/2004 HUIJONG1-00000106-09997741

01 FC:1253

950.00-OP

Adjustment date: 07/07/2004 EEKUBAY1

03/19/2004 HUIJONG1 00000106 09997741

01 FC:1253

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07/07/2004 EEKUBAY1 00000010 09997741

01 FC:2253

475.00 OP

Repln. Ref: 07/07/2004 EEKUBAY1 0000411500
DAH:111410 Name/Number:09997741
FC: 9204 \$475.00 CR

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Customer No. 20,995

LETTER REQUESTING REFUND

Applicant : Phan, et al.
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I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, on

June 21, 2004

(Date)

Russell M. Jeide, Reg. No. 54,198

Mail Stop 16

Director, U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Fees based on large entity status were submitted with the Amendment filed on March 16, 2004 in the above-identified case. The present application qualifies for small entity status pursuant to the terms of 37 C.F.R. § 1.27. Applicant requests a refund of one-half of the fees paid, as calculated below. Please credit our Deposit Account No. 11-1410.

	Paid	Refund
Basic Fee for 3-Month Extension	\$950	\$475
Total Claims (- 20 x \$18)	\$	\$
Independent Claims (- 3 x \$86)	\$	\$
TOTAL	\$	\$475

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Filed: November 27, 2001

Please direct all future correspondence to **Customer No. 20,995**.

Respectfully submitted,

NOV 29 2001
KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 6/21/04

By: 

Russell M. Jeide

Registration No. 54,198

Attorney of Record

Customer No. 20,995

(619) 235-8550

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